IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE C.Y.SOMAYAJULU

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WRIT PETITION NO : 2506 of 2005

Between:

Smt. G. Dhana Lakshmi W/o. Late Rama Krishna Reddy,
R/o. Plot No. 301, V.S. Residency, Nagarjuna Colony, Tarnaka,
Secunderabad.

.... PETITIONER

AND

The Deputy Director, Survey & Land Records,
Government of Andhra Pradesh, Hyderabad.

....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, Order or direction more particularly one in the nature of Writ of Mandamus to declare the action of the Respondent in not fixing the boundaries by demarcating the land in old Sy.No. 129/48 (new Sy.No. 334) correlated to T.S.No. 3 part admeasuring to an extent of 2200 square yards, situated at Shaikpet Village and Mandal, Hyderabad District by issuing the Memo in L.Dis No. A3/01/2005 Dt. 1-2-2005 on the ground that "the old Survey Records are superceded after validation of Town Survey Records" is illegal, arbitrary and totally non application of mind, apart from violation of mandatory duty of the Respondent consequently direct the Respondent to demarcate and fix the boundaries of land admeasuring 2200 square yards situated in Old Sy.No. 129/48 (new Sy.No. 334) correlated to T.S. No.3 part of Shaikpet Village and Mandal, Hyderabad District and to pass such other order or orders as this Honourable Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner:MR.K.SATYANARAYANA MURTHY

Counsel for the Respondent : GP FOR REVENUE

The Court made the following :

ORDER:

When the petitioner sought for demarcation and fixation of boundaries of the land covered by old Sy.No.129/48 (corresponding to new Sy.No.334) of Shaikpet village and Mandal, and paid necessary fees, while furnishing a copy of the sketch relating to new Sy.No.334, respondent informed the petitioner that it is not possible to fix boundaries according to old survey number because old survey numbers are superseded by new town survey numbers.

2. Since the tippons or sketches relating to survey number No.129 including Sy.No.129/48 should be available and since admittedly records relating to new survey number are made with reference to old survey numbers, fixation of boundaries of old Sy.No.129/48 can be taken up, and so, the respondent having received the fee for the said purpose cannot be heard to say that he would not take up fixation of boundaries according to old survey number 129/48.

3. Therefore, the writ petition is disposed of with a direction to the respondent to demarcate the boundaries of old survey No.129/48 of Shaikpet village with reference to old tippons, sketches and new town survey numbers, as expeditiously as possible, at any rate, within a period of three months from the date of receipt of this order. No costs.

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C.Y.SOMAYAJULU, J

Dated : 16.03.2005

RAR

To

1) The Deputy Director, Survey & Land Records,
Government of Andhra Pradesh, Hyderabad.

2) 2 CCs to G.P for Revenue, High Court Bldgs, Hyd. (OUT)

3) 2 CD copies